

REGULAR CITY COUNCIL MEETING
JANUARY 25, 1999

PRESENT

R. Dale Roper	Mayor
Wesley Bloomfield	Council Member
Gayle Bunker	Council Member
Bruce Curtis	Council Member
Robert Dekker	Council Member
Glen Swalberg	Council Member

ABSENT

Richard Waddingham	City Attorney
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ALSO PRESENT

Dorothy Jeffery	City Recorder
Neil Forster	Public Works Director
Judy Baker	City Treasurer
Greg Schafer	City Employee
Julie Nelson	City Resident
Denise Purcell	City Resident
Bryce & Geneal Ashby	Fire Chief
Tom Chandler	City Resident
Peggy Overson	City Resident
Susan Stefanoff	City Resident
Don M., Lynda, Miriam & Josh Ashcraft	City Residents
G. LaVar Cox	Millard County Commissioner
Kenneth Topham, Superintendent	Millard County School District
Jim DeWyze	Millard County Resident
Kenneth & JuVene Porter	Millard County Residents

Mayor Roper called the meeting to order at 7:00 p.m. Dorothy Jeffery, City Recorder, acted as Secretary. Mayor Roper stated that notice of the meeting time, place, and agenda was posted at the principal office of the governing body, located at 76 North 200 West, and was provided to the Millard County Chronicle/Progress, KNAK Radio, and to each member of the City Council, by personal delivery, at least two days prior to the meeting.

Council Member Wesley Bloomfield offered an invocation, after which Mayor Roper led those in attendance in the Pledge of Allegiance.

MINUTES

The minutes of a Regular City Council Meeting held December 14, 1998 were presented for consideration and approval. Council Member Glen Swalberg MOVED to approve the minutes of the Regular City Council Meeting held December 14, 1998, as presented. The motion was SECONDED by Council Member Wesley Bloomfield. Mayor Roper asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

ACCOUNTS PAYABLE

The Council reviewed the accounts payable, a copy of which had been given to them two days prior to the meeting. Following review, Council Member Bruce Curtis MOVED to approve the accounts payable in the amount of \$123,628.07. The motion was SECONDED by Council Member Robert Dekker. Mayor Roper asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

UNFINISHED BUSINESS

There were no items of unfinished business on the agenda.

NEW BUSINESSBRYCE ASHBY, FIRE CHIEF: ANNUAL REPORT ON FIRE DEPARTMENT ACTIVITY

Fire Chief Ashby reported that Fire Department elections were held at the beginning of the year. The results of the election were as follows:

Bryce Ashby	Chief
Joe Poulsen	Asst. Chief (Public Education)
Lynn Ashby	Captain (Department Training)
Ben Johnson	Lieutenant (Truck Maintenance)
Rick Bublitz	Secretary/Treasurer

Fire Chief Ashby reported that the Fire Department currently has 23 members, with two vacancies. He stated that volunteer fire departments are expected to maintain the same standards of training and performance as full time fire departments. Fire Chief Ashby noted that the Fire Department has a very active Ladies Auxiliary which is always ready

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to assist, in addition to being active in the State Auxiliary, making quilts and raising funds for the Burn Center.

There has been extensive training through the Fire Academy, the most recent training being in emergency response to terrorism. Several men were sent to a Firemen Convention in Ogden, where good information was received. Also, eight firemen were sent to the Fire Academy in Orem, Utah for three days of instruction. Each man took a different course at the Fire Academy, making it possible for all of the training to be brought back to the local department. Training has covered diverse subjects such as Building Codes and Building Inspection, Wilderness Medicine and CPR Instruction for Certification.

The final Fire Department activity data for the last year is not yet complete; however, during the first three quarters of 1998, the State Fire Marshall's Office shows that the Fire Department answered 36 fire calls, 20 other type calls (false alarms, etc.), 16 rescue calls, accrued 548 man hours of fire fighting, and had an average response time of 3.2 minutes.

Mayor Roper commended the Fire Department for the work which they do and expressed his appreciation for their dedication.

Council Member Gayle Bunker MOVED to accept the Fire Department officers elected for the coming year, as presented by Fire Chief Ashby. The motion was SECONDED by Council Member Robert Dekker. Mayor Roper asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

THOMAS E. CHANDLER: PROPOSED PRISON IN MILLARD COUNTY

Dr. Chandler expressed appreciation to the Mayor and Council for allowing him time to speak to them in this meeting. Dr. Chandler reported that he had attended a meeting in Fillmore regarding the proposed prison in Millard County at which his impression was that the Millard County Commissioners were seeking support for the prison from the various Millard County mayors. Dr. Chandler felt that the Commissioners had requested that the mayors assess the feeling of their communities and report back to the Commissioners at a later meeting. Dr. Chandler stated that his presentation is an attempt to advise the Delta City Mayor and Council of how he believes the Delta community feels about this issue.

Dr. Chandler reported that there was a group of citizens from Millard County who attended a meeting in Salt Lake City on Friday, January 22, 1999 at the State Auditorium,

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which was also attended by the Millard County Commissioners and the County Attorney. At that meeting, there was discussion regarding the bid specifications which the State of Utah put out for private prison companies to use in preparing their bids.

In addition, the citizens group did some lobbying at the Capitol building. At that time, Dr. Chandler had the opportunity to talk with Jesse Gallegos, an attorney for the Department of Corrections. Dr. Chandler expressed his concern that educational and medical concerns were not addressed in the bid specifications. Mr. Gallegos advised Dr. Chandler that a bill was currently being formed addressing the educational concerns for the prison. Dr. Chandler stated that he had heard, from someone else who had attended the meeting at the State Auditorium, that the question of education had been addressed and it had been stated that the local school district would be responsible for meeting the educational needs of prisoners, without benefit of additional funding from the State.

Dr. Chandler expressed grave concerns regarding the medical care of prisoners. He has heard Mr. Murphy, from Management Training Company (MTC), state that there would be a full time physician at the proposed prison. However, at the most recent Millard County Planning & Zoning Commission meeting, Dr. Chandler asked Mr. Murphy if there would be a full time physician and dentist at the prison, to which Mr. Murphy responded that there would not be a full time physician and dentist at the facility. This would indicate that local medical personnel and facilities would be responsible for the medical needs of the prisoners.

Dr. Chandler proposed that the Mayor and Council look at the petition which has been circulating throughout the county, as well as Delta City, to get an idea of Delta City residents' feelings regarding the proposed prison. Dr. Chandler concluded his remarks by thanking the Mayor and Council for their time.

Mayor Roper assured Dr. Chandler that the Council will attempt to obtain the maximum input on this question, prior to reporting back to the County Commission.

MAYOR R. DALE ROPER: ASSESSMENT OF COMMUNITY FEELINGS REGARDING
PROPOSED PRISON AS REQUESTED BY MILLARD COUNTY COMMISSION

Mayor Roper reported that the Mayors of Millard County communities had been invited to attend meetings with the County Commissioners on January 12th and January 18th, 1999 to discuss the Request for Proposal referred to in Dr. Chandler's presentation. Mayor Roper reported that there will be public hearings on the issue. At those meetings, the Commissioners requested that the Mayors obtain input regarding the feelings of their

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communities toward the proposed prison. The Request for Proposal does ask for the feelings of the community toward the prison. County Commissioner LaVar Cox made a telephone call to ascertain the meaning of "community" in the Request for Proposal and was advised that "community" refers to the community which will be most affected by the proposed prison. Based on this explanation, residents on the East side of Millard County will have more input on the matter than those on this side of the County, but all residents are encouraged to make their opinions known, either to the Mayor and Council persons of the communities or to the County Commissioners.

Mayor Roper asked for suggestions regarding the manner in which a community opinion poll could be obtained. He had heard and considered several suggestions but, in talking with the City staff, has come up with a suggestion which he would like to recommend to Council Members for their approval. The City staff has suggested that a message be included in the January utility bills requesting input from City residents regarding the proposed prison. Mayor Roper would propose that the message be included on the utility bills and that the City staff have a notepad by their telephones to record responses to the question. The question could be formed so as to request a yes or no answer and any comment regarding their answer. This information would provide a backup for any questions which might arise regarding the opinion provided to the Millard County Commission.

Mayor Roper asked the Council for any input they might have on the process for obtaining community input on the matter. Council Members felt that it would be better to have utility customers note their response on the stub which they return with their payment, in order to avoid the possibility of persons with a strong opinion making numerous telephone calls, and also avoiding callers being discouraged by busy signals.

It was the decision of the Council to collect the information from a response to be made on the stub of the utility bill.

COUNCIL MEMBER GAYLE BUNKER: PROPOSED SINGLE LOT SUBDIVISION
LOCATED AT APPROXIMATELY 140 SOUTH MANZANITA AVENUE

Council Member Gayle Bunker advised the Council that the Planning & Zoning Commission had met with Mike Pace and Mitchell Myers regarding their proposed single lot subdivision located at approximately 140 South Manzanita Avenue. The Planning & Zoning Commission recommended that the City Council set a public hearing for the purpose of receiving public comment regarding the proposed single lot subdivision. It was the recommendation of the Planning & Zoning Commission that the single lot subdivision

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be approved, with the condition that a sidewalk be installed on the East boundary of the lot, matching the existing sidewalk on Manzanita Avenue. Curb and gutter are already in place along Manzanita Avenue.

Following discussion, Council Member Gayle Bunker MOVED to set a public hearing for the purpose of receiving public comment regarding the proposed single lot subdivision, as requested by Mike Pace and Mitchell Myers, at approximately 140 South Manzanita Avenue on Monday, February 8, 1999 at 6:45 p.m. The motion was SECONDED by Council Member Glen Swalberg. Mayor Roper asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

COUNCIL MEMBER GAYLE BUNKER: REAPPOINTMENT OF MEMBERS OF PLANNING & ZONING COMMISSION

Council Member Gayle Bunker reported that the terms of office of Planning & Zoning Commission Members Pauline Warner and Phil Sabey will expire in February, 1999. Both Mrs. Warner and Mr. Sabey have agreed to serve another term on the Planning & Zoning Commission. Council Member Gayle Bunker MOVED to approve reappointment of Pauline Warner and Phil Sabey for an additional four year term as Members of the Planning & Zoning Commission. The motion was SECONDED by Council Member Robert Dekker. Mayor Roper asked if there were any other comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

COUNCIL MEMBER WESLEY BLOOMFIELD: OUTSIDE LIGHTING FOR LIBRARY ENTRANCE

Council Member Wesley Bloomfield noted that this item had been discussed at a previous City Council Meeting, but he requested that the item be put on the agenda for action at this time. Council Member Bloomfield showed the Council a drawing of his proposal for three additional pole lamps on the North side of the Library parking area. The additional lighting would provide adequate lighting for both patrons and workers to safely enter and exit the Library.

Council Members agreed that the additional lighting needs to be provided and requested that Public Works Director Neil Forster obtain cost estimates for the project. Mayor Roper requested that this item be placed on the agenda for the next City Council meeting, for further discussion after cost estimates have been obtained.

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OTHER BUSINESS

Mayor Roper reported that Delta City currently has a balance of approximately \$365,000 in the Water Capital Reserve Fund. When the balance in Water or Sewer Capital Reserve Funds exceed \$350,000 - \$360,000, auditors begin asking questions about the excess funds, unless the purpose for the funds is explained, either in letter form or in the form of minutes of a City Council meeting. Mayor Roper discussed the matter with Public Works Director Neil Forster, who explained that the funds are being reserved for replacement of the elevated water tank, which was constructed in about 1946. The entire Delta City water system is designed to operate with use of the elevated water tank, which makes it the most critical, as well as the oldest, part of the water system. In the event the elevated water tank should become defective or unusable, the cost of replacement would be in excess of \$2.5 million. The funds in the Water Capital Reserve Fund would only cover a small portion of the cost, which may make it possible to bond for funds to replace the water tank. Mayor Roper noted that the funds do not need to be designated as being used for a particular project, but the minutes need to reflect what type of project the funds are being saved for.

Mayor Roper expressed concern regarding trash build up near the old tennis courts located on 100 West between Main Street and 100 North. An individual was recently seen taking down an old sign from the tennis court backstop on Main Street; after removing the sign, it was discarded on the ground and a new sign was put up on the backstop. It was the feeling of Mayor Roper that the entire length of the City Park, from Main Street to 100 North, along 100 West is becoming unsightly due to excess trash. Mayor Roper requested input from the Council on whether removing the tennis court backstop might encourage people to clean up after themselves. Council Members agreed that the need exists for groups to have a place to advertise upcoming events, but felt that there should be a better way to control the clean up. Following discussion of various alternatives, Mayor Roper requested that Council Members think about solutions and be prepared to discuss them at the next City Council meeting. The item will be put on the agenda for the next City Council meeting.

Mayor Roper advised the Council that Delta City needs to order stationary. There has been some discussion regarding whether or not the current stationary should be reprinted or if the logo should be changed for the new stationary. Mayor Roper distributed copies of proposed style changes, along with a copy of the stationary currently in use. The Public

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Works Department has been using the same double triangle logo used on their vehicles, on their business cards. Mayor Roper prefers the double triangle logo to the current logo, because the current logo is so complicated that it is difficult to determine what it represents. Following discussion, it was agreed to use the double triangle logo with a single vertical and horizontal line, and bold print for the new Delta City stationary.

Mayor Roper reported that Alan Riding and Ken Clark recently completed training for certification in sewer management. Both men completed the test in less time and scored higher than anyone else in the training. The instructor, from the Department of Environmental Quality, called Public Works Director Forster to commend Alan and Ken for their outstanding scores. Mayor Roper and Public Works Director Forster will formulate a letter of commendation for both men.

Council Member Gayle Bunker advised the Council that the L.D.S. Church is having a regional conference in Delta the first weekend in March. When a regional conference was held in Delta several years ago, additional parking was provided by allowing a double row of parallel parking in the middle of Center Street, between 100 North and 300 North. This provided four rows of parking; i.e., one on each side of the street and two rows in the middle of the street. The L.D.S. Church will supply the people necessary to direct the parking. Public Works Director Neil Forster offered use of the City barricades, if needed to control parking. Council Member Bunker requested that permission be given to provide this manner of parking for the upcoming L.D.S. Church regional conference. Council Member Wesley Bloomfield MOVED to grant permission for two rows of parallel parking at the center of Center Street, between 100 North and 300 North, during the L.D.S. Church regional conference to be held the first weekend in March, 1999. The motion was SECONDED by Council Member Glen Swalberg. Mayor Roper asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

Council Member Glen Swalberg noted that the corner of 200 South and Center Street appears to be very dark at night. He requested that Public Works Director Neil Forster observe the area to determine whether additional street lighting is needed.

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Mayor Roper asked if there were any other comments, questions, or items to be discussed. There being none, Council Member Wesley Bloomfield MOVED to adjourn the meeting. The motion was SECONDED by Council Member Robert Dekker. Mayor Roper asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

Mayor Roper declared the meeting adjourned at 8:15 p.m.



R. DALE ROPER, Mayor



DOROTHY JEFFERY, City Recorder

MINUTES APPROVED: RCCM 02-08-99